IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 6TH NOVEMBER 2007 / 15TH KARTHIKA 1929

Bail Appl..No. 6734 of 2007()

CRIME NO.582/07 OF SASTHAMKOTTA POLICE STATION

PETITIONER/2ND ACCUSED

RADHAMMA, AGED 63 YEARS,
W/O.LATE BHASKARAN UNNITHAN, MANNADI,
BHASKARA MANDIRAM, SASTHAMKOTTA,
KOLLAM.

BY ADV. SRI.S.RAJEEV

RESPONDENTS:

STATE OF KERALA,REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
(CRIME NO.582 OF 2007 OF SASTHAMKOTTA POLICE
STATION).

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. No. 6734 OF 2007

Dated this the 6th day of November, 2007

ORDER

Application for anticipatory bail. The petitioner is the mother-in-law (A2) of the de facto complainant. The marriage took place on 12/11/05. There are no children in the wed-lock. The crime has been registered on the basis of a private complaint filed by the de facto complainant before the learned Magistrate and referred by the learned Magistrate to the police under Sec.156(3) of the Cr.P.C. Investigation is in progress. The petitioner apprehends imminent arrest.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can be granted anticipatory bail subject to appropriate terms and conditions. In the absence of opposition, it is not necessary for me to advert to

the facts in any greater detail in this order.

3. In the result, this petition is allowed. Following directions are issued under Sec.438 of the Cr.P.C:

(i) The petitioner shall appear before the learned Magistrate having jurisdiction at 11 a.m. on 13/11/07. She shall be released on regular bail on her executing a bond for Rs.25,000/- with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make herself available for interrogation before the Investigating Officer between 10 a.m. and 2 p.m. on 14/11/07 and thereafter as and when directed by the Investigating Officer in writing to do so.

(iii) If the petitioner does not appear before the learned Magistrate as directed in clause (i), directions issued above shall thereafter stand revoked and the police shall be at liberty to arrest the petitioner and deal with him in accordance with law as if these directions were not issued at all;

(iv) If the petitioner were arrested prior to his surrender on 13/11/07 as directed in clause (i) above, he shall be released

on his executing a bond for Rs.25,000/- without any sureties undertaking to appear before the learned Magistrate on 13/11/07.

Sd/-

(R. BASANT, JUDGE)

Nan/

//true copy//

P.S. to Judge